


REQUEST FOR ACTION

To: Mark De Bie, Deputy Director
Waste Permitting, Compliance and Mitigation Division

From: 
Georgianne Turner, Branch Chief
Waste Evaluation and Enforcement Branch

Request Date: April 26, 2017

Decision Subject: Consideration of the City of Wasco's Time Extension Request to the Due Dates of Compliance Order No. CO 016-001

Action By: April 28, 2017

Summary of Request:

This is a request that the Deputy Director take action on a proposed Time Extension request to Compliance Order No. CO 016-001 (Compliance Order) for the City of Wasco (City). Staff's findings and recommendations are provided relative to the proposed action.

Findings:

On November 29, 2016, Compliance Order No. CO 016-001 was issued to the City. The Compliance Order includes a "Schedule for Compliance" which provides specific actions and dates that the City must meet.

Paragraph 3.9 of the Compliance Order allows the City to request an extension of time to perform any mandated activity or submit any document, provided that the City submits a written extension request prior to the expiration of the time required by the Compliance Order and that the City provides justification for the delay.

On April 18, 2017, the City submitted an official written extension request to extend the deadline of the submittal of the Local Implementation Plan (LIP) from April 28, 2017 to August 31, 2017. The submittal included a justification for the requested delay (Attachment 1).

Paragraph 3.10 of the Compliance Order requires a finding of good cause by the Department of Resources Recycling and Recovery (CalRecycle) before the City's extension request can be granted. CalRecycle is to respond to the request in writing, and if approved specify a new compliance schedule.

Recommendation:

Based on staff's analysis of the available information and the City's submitted request, staff recommends the Deputy Director approve the City's Time Extension request. Approval of the Time Extension will extend the date for submission of the LIP from April 28, 2017 to August 31, 2017. Staff has prepared a revised "Schedule for Compliance" reflecting the revised deadlines (Attachment 2). The full LIP implementation deadline will be extended to August 31, 2018, and

the one-year monitoring period that follows will be extended to September 1, 2018 through September 1, 2019.

Deputy Director Action:

On the basis of the information, analysis and findings presented in this RFA, I hereby, approve the City's Time Extension request and extend the deadline for submittal of the fully executed LIP, as outlined in the "Schedule for Compliance" (Attachment 2), from April 28, 2017, to August 31, 2017. The full LIP implementation deadline will be extended to August 31, 2018, and the one-year monitoring period that follows will be from September 1, 2018 through September 1, 2019. I am also directing staff to continue to make themselves available to assist the City in developing the City's LIP and to continue to support the City's implementation of the Compliance Order.

Dated: April 28, 2017



Mark De Bie, Deputy Director
Waste Permitting, Compliance and Mitigation Division
Department of Resources Recycling and Recovery

Attachment 1: Letter from City of Wasco: Request for an Extension Regarding Compliance Order No. CO 016-001

Attachment 2: Revised Schedule for Compliance